

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

MINDY R. TWER and HOWARD ABRAMS,

Plaintiffs,

v.

UNIVEST BANK & TRUST CO., successor by  
merger to FOX CHASE BANK,

Defendant.

CIVIL ACTION NO. 17-CV-05322

DEC - 8 2017

STIPULATION

WHEREAS, Plaintiffs Mindy R. Twer and Howard Abrams (collectively, "Plaintiffs") have filed a complaint, dated November 13, 2017, against Uninvest Bank and Trust Co., successor by merger to Fox Chase Bank ("Defendant"), asserting nine counts, including two counts under the Equal Credit Opportunity Act, 15 U.S.C. § 1691, *et seq.*, ("ECOA") in the Pennsylvania Court of Common Pleas for Bucks County (the "Complaint"); and

WHEREAS, on November 27, 2017, Defendant removed the above-captioned action to this Court; and

WHEREAS, Plaintiffs have agreed to dismiss with prejudice the counts in the Complaint brought under ECOA, Counts IV and V; and

WHEREAS, on December 5, 2017, this Court entered an order directing that the parties submit for the Court's signature a stipulation agreeing to (a) dismiss all federal causes of action with prejudice; and (b) remand the remaining state law causes of action to state court;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs and Defendant, that:

(1) All federal causes of action contained in the Complaint in the above-captioned action, in particular Counts IV and V that are asserted under ECOA, are dismissed with prejudice.

(2) Following approval of this Stipulation dismissing the ECOA counts, the remaining state law claims in this matter shall be remanded to the Pennsylvania Court of Common Pleas for Bucks County.

Dated: December 7, 2017

**DAVID M. TWER &  
ASSOCIATES**

By: /s/ David M. Twer

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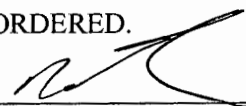
**KLEHR HARRISON HARVEY  
BRANZBURG LLP**

By: /s/ Paige M. Willan

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*Attorneys for Defendant*

SO ORDERED.

  
\_\_\_\_\_  
Hon. Mitchell Goldberg, U.S.D.J.

*12/8/2017*

**CERTIFICATE OF SERVICE**

I, Paige M. Willan, hereby certify that, on December 7, 2017, I served a true and correct copy of the foregoing Stipulation on counsel for plaintiffs Mindy R. Twer and Howard Abrams via this Court's electronic filing system.

/s/ Paige M. Willan

Paige M. Willan